

Message

From: Robinson, Valois [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=A4217A71307D4429B7BDC7C80EB40C7D-SHEA, VALOIS]
Sent: 1/13/2021 9:05:08 PM
To: Michael Lees [michael.lees@state.sd.us]
Subject: Status of EPA UIC Permits for Dewey-Burdock

Hi Mike,

I wanted to update you on the status of the EPA UIC permits. We issued final permits and approved the aquifer exemption for the Inyan Kara aquifers on Nov 24, 2020. I meant to let you know about that sooner, but I have been working on getting our administrative record ready and it slipped my mind. The Oglala Sioux Tribe appeal the permits on Dec 24, 2020. EPA requested an extension on our time to file because of the new administration coming in. The Environmental Appeal Board approved that extension today. Our new deadline to file on the appeal is February 24, 2021.

Here is the link to our final EPA UIC documents:

<https://www.epa.gov/uic/epa-dewey-burdock-class-iii-and-class-v-injection-well-final-area-permits>

Here is the link to the Environmental Appeal Board site:

https://yosemite.epa.gov/oa/EAB_Web_Docket.nsf/f22b4b245fab46c6852570e6004df1bd/f15097eaa73c20bb8525864c00554c0c!OpenDocument

The appeal of the aquifer exemption approval will go to the US Circuit Court of Appeals. The deadline for that appeal is January 22.

Please let me know if you would like me to schedule a briefing with you and your staff at any point. We are always happy to keep in touch with you all.

I really appreciated the completeness of the DENR online record for the Large Scale Mine Permit since we reviewed and referenced those documents quite a bit.

Thanks!

Valois

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